

Supreme Court of the
United States

October Term, 2002

HEARING LIST

For the Session Beginning
December 2, 2002

**THE JUSTICES AND THE JUDICIAL CIRCUITS
TO WHICH THEY ARE ASSIGNED**

HON. WILLIAM H. REHNQUIST, Chief Justice, Fourth,
District of Columbia and Federal Circuits.

HON. JOHN PAUL STEVENS, Associate Justice, Sixth
and Seventh Circuits.

HON. SANDRA DAY O'CONNOR, Associate Justice, Ninth
Circuit.

HON. ANTONIN SCALIA, Associate Justice, Fifth Circuit.

HON. ANTHONY M. KENNEDY, Associate Justice, Elev-
enth Circuit.

HON. DAVID H. SOUTER, Associate Justice, First and
Third Circuits.

HON. CLARENCE THOMAS, Associate Justice, Eighth
Circuit.

HON. RUTH BADER GINSBURG, Associate Justice, Sec-
ond Circuit.

HON. STEPHEN BREYER, Associate Justice, Tenth
Circuit.

OFFICERS OF THE COURT

WILLIAM K. SUTER, Clerk.

FRANK D. WAGNER, Reporter of Decisions.

PAMELA TALKIN, Marshal.

SHELLEY L. DOWLING, Librarian.

NOTICE TO COUNSEL

1. The Clerk timely informs counsel as to the day counsel must be present for oral argument. The Court convenes at 10 a.m. and each case is usually heard on the date assigned.

2. Counsel scheduled to argue must report to the Lawyers' Lounge between 9:00 and 9:15 a.m. on the day assigned for argument. The Clerk will brief you at that time and provide assistance. Identification cards will be issued to the attorneys authorized to occupy seats at argument tables. Counsel arguing cases *should not* introduce themselves nor introduce co-counsel to the Court at the time of argument. Members of the Court should be addressed by their proper titles—"Chief Justice" or "Justice," as the case may be—and not as "judge."

3. Counsel are expected to take note of time limitations and inquiry should not be made of the Court as to the amount of time remaining. A white light will appear when five minutes remain and a red light when the time has expired. When the Court permits a division of time for argument, the use of more than the agreed time by one attorney does not extend the total time allotted. Counsel should conclude argument promptly when the red light appears unless responding to a question from the Court.

4. During argument counsel should at all times speak into the microphone so that the Justices may hear them and that a clear tape recording can be made. Counsel should also avoid having notes or books touch the microphone since this seriously interferes with the recording process.

5. Counsel in cases to be argued in the afternoon should assemble at the Clerk's desk in the Courtroom when the noon recess begins. An escort will arrange expedited service in the public cafeteria located in the Court building.

6. Appropriate attire for counsel is conservative business dress. If formal attire is worn, it should conform with custom.

WILLIAM K. SUTER, *Clerk.*

HEARING LIST

Monday, December 2, 2002

No. 01–1067. *United States v. White Mountain Apache Tribe.*

Certiorari to the C. A. Federal Circuit.

For petitioner: Gregory G. Garre, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

For respondent: Robert C. Brauchli, Tucson, Ariz.

(1 hour for argument.)

No. 01–1375. *United States v. Navajo Nation.*

Certiorari to the C. A. Federal Circuit.

For petitioner: Edwin S. Kneedler, Deputy Solicitor General, Department of Justice, Washington, D. C.

For respondent: Paul E. Frye, Albuquerque, N. M.

(1 hour for argument.)

Tuesday, December 3, 2002

No. 01–1120. *David Meyer, Individually and in His Capacity as President and Designated Officer/Broker of Triad, Inc., etc. v. Emma Mary Ellen Holley, et vir, et al.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Douglas G. Benedon, Woodland Hills, Cal.

For respondents: Robert G. Schwemm, Lexington, Ky.; and Malcolm L. Stewart, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

(1 hour for argument.)

No. 01–1420. *Washington State Department of Social and Health Services, et al. v. Guardianship Estate of Danny Keffeler, et al.*

Certiorari to the Supreme Court of Washington.

For petitioners: Christine O. Gregoire, Attorney General, Olympia, Wash.; and Patricia A. Millett, Assistant to the Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondents: Teresa W. Roseborough, Atlanta, Ga.

(1 hour for argument.)

Wednesday, December 4, 2002

No. 01-1118. *Joseph Scheidler, Andrew Scholberg, Timothy Murphy, and The Pro-Life Action League, Inc. v. National Organization for Women, Inc., et al.*; and

No. 01-1119. *Operation Rescue v. National Organization for Women, Inc., et al.*

Certiorari to the C. A. 7th Circuit.

For petitioners: Alan Untereiner, Washington, D. C.

For United States, as *amicus curiae*: Theodore B. Olson, Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondents: Fay Clayton, Chicago, Ill.

(1 hour for argument.)

No. 01-1444. *Ben Chavez v. Oliverio Martinez.*

Certiorari to the C. A. 9th Circuit.

For petitioner: Lawrence S. Robbins, Washington, D. C.; and Paul D. Clement, Deputy Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondent: Richard S. Paz, Los Angeles, Cal.

(1 hour for argument.)

Monday, December 9, 2002

No. 01-1209. *The Boeing Company and Consolidated Subsidiaries v. United States*; and

No. 01-1382. *United States v. Boeing Sales Corporation, et al.*

Certiorari to the C. A. 9th Circuit.

For petitioners: Kenneth S. Geller, Washington, D. C.

For respondents: Kent L. Jones, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

(1 hour for argument.)

No. 01-1325. *Washington Legal Foundation, et al. v. Legal Foundation of Washington, et al.*

Certiorari to the C. A. 9th Circuit.

For petitioners: Charles Fried, Cambridge, Mass.

For respondent Legal Foundation of Washington: David J. Burman, Seattle, Wash.

For respondents Justices of the Supreme Court of Washington: Walter Dellinger, Washington, D. C.

(1 hour for argument.)

Tuesday, December 10, 2002

No. 01-1437. *Beatrice Branch, et al. v. John Robert Smith, et al.*; and

No. 01-1596. *John Robert Smith, et al. v. Beatrice Branch, et al.*

Certiorari to the U. S. D. C. Southern District of Mississippi.

For appellants/cross-appellees Branch, et al.: Robert B. McDuff, Jackson, Miss.

For United States, as *amicus curiae*: James A. Feldman, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

For appellees/cross-appellants Smith, et al.: Michael B. Wallace, Jackson, Miss.

(1 hour for argument.)

No. 01-1243. *Borden Ranch Partnership and Angelo K. Tsakopoulos v. United States Army Corps of Engineers, and Environmental Protection Agency.*

Certiorari to the C. A. 9th Circuit.

For petitioners: Timothy S. Bishop, Washington, D. C.

For respondents: Jeffrey P. Minear, Assistant to the Solicitor General, Department of Justice, Washington, D. C.

(1 hour for argument.)

Wednesday, December 11, 2002

No. 01–1107. *Virginia v. Barry Elton Black, Richard J. Elliott, and Jonathan O'Mara.*

Certiorari to the Supreme Court of Virginia.

For petitioners: William H. Hurd, State Solicitor, Richmond, Va.; and Michael R. Dreeben, Deputy Solicitor General, Department of Justice, Washington, D. C. (for United States, as *amicus curiae*.)

For respondents: Rodney A. Smolla, Richmond, Va.
(1 hour for argument.)

No. 01–1289. *State Farm Mutual Automobile Insurance Company v. Curtis B. Campbell, et ux.*

Certiorari to the Supreme Court of Utah.

For petitioner: Sheila L. Birnbaum, New York, N. Y.
For respondents: Laurence H. Tribe, Cambridge, Mass.

(1 hour for argument.)
